

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ALASKA ELECTRICAL PENSION FUND;  
GENESEE COUNTY EMPLOYEES'  
RETIREMENT SYSTEM; COUNTY OF  
MONTGOMERY, PENNSYLVANIA;  
COUNTY OF WASHINGTON,  
PENNSYLVANIA; and CITY OF NEW  
BRITAIN, CONNECTICUT, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

vs.

BANK OF AMERICA CORPORATION;  
BARCLAYS BANK PLC; B.N.P. PARIBAS  
SA; CITIGROUP INC.; CREDIT SUISSE  
AG, NEW YORK BRANCH; DEUTSCHE  
BANK AG; THE GOLDMAN SACHS  
GROUP, INC.; HSBC BANK PLC; ICAP  
CAPITAL MARKETS LLC; JPMORGAN  
CHASE & CO.; MORGAN STANLEY & CO.  
LLC; NOMURA SECURITIES  
INTERNATIONAL, INC.; ROYAL BANK  
OF SCOTLAND PLC; UBS AG; and WELLS  
FARGO BANK, N.A.,

Defendants.

Case Nos.: 14-cv-7126 (JMF)  
14-cv-7907 (JMF)  
14-cv-8342 (JMF)  
14-cv-8365 (JMF)  
14-cv-8576 (JMF)

Hon. Jesse M. Furman

**PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF SETTLEMENT  
AGREEMENT WITH THE GOLDMAN SACHS GROUP, INC.**

PLEASE TAKE NOTICE that upon the filing of the accompanying Memorandum of Law in Support of Plaintiffs' Motion for Preliminary Approval of Settlement Agreement with The Goldman Sachs Group, Inc., and all papers and pleadings submitted therewith, Plaintiffs, through their undersigned counsel, hereby move this Court before the Honorable Jesse M. Furman, U.S.D.J., for an order pursuant to Rule 23 of the Federal Rules of Civil Procedure:

- (1) preliminarily approving the Settlement<sup>1</sup> set forth in the Stipulation and Agreement of Settlement with The Goldman Sachs Group, Inc.;
- (2) preliminarily certifying the following Settlement Class for purposes of settlement only:

all Persons or entities who entered into, received or made payments on, terminated, transacted in, or held an ISDAfix Instrument during the Settlement Class Period [January 1, 2006 through January 31, 2014]. Excluded from the Settlement Class are the Settling Defendant and its employees, affiliates, parents, subsidiaries, and co-conspirators, should any exist, whether or not named in the Amended Complaint, and the United States Government, and all of the Released Goldman Parties, provided, however, that Investment Vehicles shall not be excluded from the definition of the Settlement Class;

- (3) preliminarily appointing Robbins Geller Rudman & Dowd LLP; Scott+Scott, Attorneys at Law, LLP; and Quinn Emanuel Urquhart & Sullivan LLP ("Lead Counsel") as class counsel for the Settlement Class for purposes of settlement only;
- (4) preliminarily appointing Plaintiffs Alaska Electrical Pension Fund; City of New Britain, Connecticut; Genesee County Employees' Retirement System; County of Montgomery, Pennsylvania; and County of Washington, Pennsylvania as class representatives for the Settlement Class for purposes of settlement only;
- (5) appointing Epiq Systems, Inc. as Claims Administrator;
- (6) appointing Lead Counsel as the Escrow Agent; and
- (7) granting such other and further relief as the Court deems just and proper.

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<sup>1</sup> Unless otherwise defined herein, all other capitalized terms have the same meaning as set forth in the Settlement Agreement and the Explanation of Defined Terms and Citation Forms in the accompanying Memorandum of Law.

DATED: December 16, 2016

Respectfully submitted,

s/ Christopher M. Burke

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*Co-Lead Class Counsel*

**CERTIFICATE OF SERVICE**

I hereby certify that on December 16, 2016, I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the email addresses denoted on the Electronic Mail Notice List.

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